

## REMARKS

Claims 1 - 18 have been rejected under § 103. Applicants respectfully traverse these rejections.

Claims 4, 7 and 15 have been amended in response to the Claim Objections.

### § 103 Rejection

Claims 1 - 11 have been rejected under § 103 based on Carr (U.S. 4,330,130) in view of James, Sr. (U.S. 6,173,957). Claims 12 - 18 have been rejected under § 103 based on Carr in view of James, Sr. ("James") and Rakonjac (U.S. 5,776,021). Applicants respectfully traverse these rejections.

Independent claims 1 and 12 require that the disc(s) have a scoring value indicator which corresponds to a number of points that can be scored with the disc(s). No cited art teaches or suggests this limitation. Applicants also note that - even if such art is cited - there is no motivation or reason to combine it with Carr since Carr is directed solely to a simulated bowling game and, in bowling, there is no reason to have a score value indicator on a bowling ball or on the flying saucer that is thrown in Carr.

Regarding Claim 15, Applicants respectfully submit that no cited art and no art of record suggests or discloses a method as claimed herein wherein a score is achieved by hitting a player with a thrown disc. No cited art teaches or suggests that a target can be a player. Carr is directed only to knocking over pins and has no teaching or suggestion of - or need for - hitting a player. Similarly James has no such teaching or suggestion. Rakonjac has no teaching or suggestion of scoring by hitting a person with a thrown disc.

Applicants respectfully submit that the claims define nonobvious, patentable subject matter.

## Specifications & Objections

Descriptions of drawing figures begin on separate lines (see new pages 3 - 5 enclosed).

In the specification, Page 1, line 12 the word "having" is deleted.

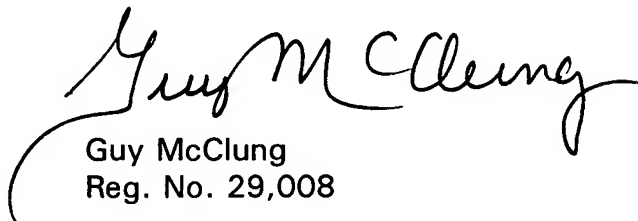
Regarding antecedent basis for language in claims 11 and 18, these claims have been amended (see, e.g. Specification at Page 1, line 13 and Page 2, line 1).

Claims 4, 7, and 15 have been amended as suggested in the Office Action.

## Conclusion

Applicants appreciate the careful and detailed Office Action. This is intended to be a complete Response to the Office Action. Early and favorable reconsideration is respectfully requested.

Respectfully submitted,

  
Guy McClung  
Reg. No. 29,008

Date: 4 Jan 2005

PMB 347  
16690 Champion Forest Drive  
Spring, TX. 77379--7023

Phone: 281 893 5244

### CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with sufficient postage as first class U.S. mail with the United States Postal Service in an envelope addressed to: Mail Stop Non Fee Amendments; Commissioner for Patents; P.O. Box 1450; Alexandria VA 22313-1450, on 4 JAN 05.

Date: 4 Jan 05

  
Guy McClung, Reg. No. 29,008

### CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the original of this correspondence is being facsimile transmitted to the Examiner at Mail Stop Non Fee Amendments, Commissioner for Patents; P.O. Box 1450; Alexandria VA 22313-1450 on 4 Jan 05.

Date: 4 Jan 05

  
Guy McClung, Reg. No. 29,008

TO Phone # 703 8729306



5

### SUMMARY OF THE PRESENT INVENTION

10 The present invention, in at least certain aspects and embodiments, discloses methods for engaging in an activity, the activity to be engaged in by a plurality of players, each player provided with at least one disc with identifying indicia, the methods in certain aspects including: each player throwing at least one disc at a target, each disc having identifying indicia for identifying the player throwing said flying disc; scoring for each player based on a final resting location of said at least one disc; the at least one disc ~~having~~ an aerodynamic flying disc and having a disc body with an annular rim with a downturned lip and having an airfoil profile that

### **Description Of The Drawings**

A more particular description of embodiments of the invention briefly summarized above may be had by references to the embodiments which are shown in the drawings which form a part of this specification. These drawings illustrate certain preferred embodiments and are not to be used to improperly limit the scope of the invention which may have other equally effective or legally equivalent embodiments.

Fig. 1A is a side view of a flying disc according to the present invention.

Fig. 1B is a top view and Fig. 1C is a bottom view of the disc Fig. 1A.

Fig. 1D is a crosssection view of the disc of Fig. 1A.

Fig. 2A is a side view of a flying disc according to the present invention.

Fig. 2B - 2E are bottom view of discs as in Fig. 2A.

Fig. 3A is a side cross-section view of a flying disc according to the present invention.

Fig. 3B is an exploded view of the disc of Fig. 3A.

Fig. 3C is a top view, and Fig. 3D is a bottom view of the disc of Fig. 3A.

5 Fig. 4 is a top view of a plurality of flying discs according to the present invention.

Fig. 5A is a perspective view of a target according to the present invention.

Fig. 5B is a side view of the target of Fig. 5A.

Fig. 6A is a top view of a box for making a target according to the present invention.

Fig. 6B is a side view of the target of Fig. 6A.

10 Fig. 7A is a top view of a pattern for a box part for making throwing objects according to the present invention.

Fig. 7B is a top view of a plurality of throwing objects made with the pattern of Fig. 7A.

Fig. 8 is a schematic view of an arrangement for engaging in activity according to the present invention.

15 Fig. 9 is a top view of discs according to the present invention.

Fig. 10 is a top view of discs according to the present invention.

Fig. 11 is a front view of targets according to the present invention.

Fig. 12 is a front view of targets according to the present invention.

Fig. 13A is a side view of a flying disc according to the present invention.

20 Fig. 13B is a crosssection view of the disc of Fig. 13A.

Fig. 13C is a side view of part of the disc of Fig. 13A.

Fig. 13D is a crosssection view of the part of the disc of Fig. 13C.

Fig. 14 is a perspective view of a disc according to the present invention.

Fig. 15 is a side view of a disc according to the present invention.

25 Fig. 16A is a crosssection view of a disc according to the present invention.

Fig. 16B is a top view of the disc of Fig. 16A.

Fig. 16C is a side crosssection view of part of the disc of Fig. 16A.

Fig. 16D is a crosssection view of a weight for a disc like the disc of Fig. 16A.

Fig. 17 is a schematic view of an arrangement for engaging in activity according to the

present invention.

Fig. 18 is a schematic view of an arrangement for engaging in activity according to the present invention.

Fig. 19 is a plan view of a set of aerodynamic discs for use in activities according to the present invention.

5

10

15

20

25

## Auto-Reply Facsimile Transmission



TO:

Fax Sender at 2818935258

Fax Information

Date Received:

1/4/2005 5:57:08 PM [Eastern Standard Time]

Total Pages:

12 (including cover page)

**ADVISORY:** This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received  
Cover  
Page

=====>

01/04/2005 16:55

=== COVER PAGE ===

TO:

FAX: 17038729306

FROM:

GUJ MCCLUNG PC

FAX: 2818935258

TEL: 2818935244

COMMENT: CONFIDENTIAL

PAGE 1/12 \* RCVD AT 1/4/2005 5:57:08 PM [Eastern Standard Time] \* SVR:USPTO-EFAX-113 \* DNS:8729306 \* CID:2818935258 \* DURATION (min:ss):05:48